CF/1002

IN THE HIGH COURT OF CHHATTISGARH AT BILASPUR

WRIT PETITION (C) NO. 125 OF 2006

PETITIONER

Kanhaiyalal, S/o Shri Varandmal, aged about 43 years, R/o Manjhapara, Kanker, District Kanker (Chhattisgarh)

P.R. No. 2224/06
Presented by Shri Amar Das
21/12/06

VERSUS

RESPONDENTS

1. State of Chhattisgarh Through the Secretary, Department of Revenue, Mantralaya, Dau Kalyan Singh Bhawan, Raipur Dist. Raipur (Chhattisgarh)
2. Collector (Nazul), District Kanker (Chhattisgarh)
3. Municipal Council, Kanker through Chief Municipal Officer, Kanker, District (Chhattisgarh)
4. Executive Engineer, National Highway Authority, Jagdalpur, District Bastar (Chhattisgarh)
5. Sub Divisional Officer National Highway Authority Kanker (Chhattisgarh)

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WRIT PETITION UNDER ARTICLE 226 OF THE CONSTITUTION OF INDIA FOR ISSUANCE OF WRIT IN NATURE OF MANDAMUS, AND OTHER SUITABLE WRIT OR WRITS, DIRECTION OR DIRECTIONS, ORDER OR ORDERS:

(27)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W.P. (C) No. 1251 of 2007

Single Bench:Hon'ble Shri Satish K. Agnihotri, J.

Petitioner : Kanhaiyalal

Versus

Respondents : State of Chhattisgarh and others

Present: Mr. Manindra Shrivastava, Senior Advocate with Mr. Akhilesh Dalpati, Advocate for the petitioner.
Mr. Utkarsh Verma, Deputy Govt. Advocate for the State/respondents No. 1, 2, 4 and 5.
None for respondent No. 3.

ORDER

(Passed on 2nd Day of March, 2007)

Petitioner apprehending demolition of his house/shop in the garb of widening of road, has preferred this petition and also filed an application for interim relief.

Without following due procedure as prescribed under various laws including the National Highways Act, if applicable, Authorities herein should not dispossess the petitioner from the house/shop or demolish the same which is in his possession, in the garb of widening of existing National Highway No. 43.

With the aforesaid direction, this petition stands disposed of.

Consequently, M.(W.)P. No. 812/2007, an application for grant of ad-interim writ stands disposed of.

Sd/-
Satish K.Agnihotri
Judge

bhash